



## PROSPERITY BANK®

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August 31, 2022

**Regular Mail and Email**

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Re: Goodman Networks DACA Transaction Requests

Dear Michele and Eric:

We write in response to your August 22, 2022, letter, as well as our subsequent telephone conferences, concerning the transfer of \$4,463,804.68 from account number 70173992 (Deposit Account) on August 15, 2022, and the notice of exclusive control of U.S. Bank National Association (Controlling Agent), dated August 16, 2022. From the outset, Prosperity denies it engaged in any wrongful conduct or violated any provision of the deposit account control agreement (Agreement) pertaining to the Deposit Account or the subject funds.

As discussed, Prosperity honored the instructions or directions of James Elmer Goodman, Jr., on behalf of Goodman Networks Incorporated (Company), with respect to the transfer of the subject funds from the Deposit Account. Prosperity received those instructions or directions from the Company prior to the Controlling Agent exercising any right of exclusive control over the Deposit Account. Based on the instructions or directions of the Company, Prosperity transferred the subject funds from the Deposit Account to pay off business loan numbers 1087915 & 1087916 of Genesis Networks Telecom Services LLC. Attached is a document showing the transfer of the subject funds.

Nonetheless, relying on and complying with the instruction or request of the Controlling Agent and UMB Bank National Association (Trustee), Prosperity has since taken action to successfully retrieve the subject funds, in the total amount of \$4,463,804.68. The subject funds have been deposited into secured account number XXXX0188, and the funds will remain in that secured account pending resolution of the conflicting instructions, notices, and directions from Company and Controlling Agent with respect to the transfer of the funds. Attached is a document showing the funds in the secured account.

Please let us know if you have any additional questions concerning the Deposit Account or the subject funds.

Very truly yours,



Jessica Lee Freedson  
Senior Vice President and Legal Counsel

**Prosperity000422**



Account: 0188 PROSPERITY BANZ

Branch: 08/29/2022  
Acct Thru: 0.00  
Balance: 0.00  
Status: Active

TCX | HLD | STD | STP | INST | WARN | PPAY | MEMO | ACH | TRF | RCR | IWO | ORG | PROMD | NOTES

Main | History | General | Secondary | Maintenance | Maintenance History | Notes | ACH Items | Stop/Hold/Tidder | CO/Return Items | Balance | Positive Pay | Correspondent

PROSPERITY BANK  
ATTN: SUGAR LAND ACCTG  
P O DRAWER G  
EL CAMPO TX 77437  
  
0 HELD FUNDS PER LEGAL - GOODMAN NETWORKS

TIN: [REDACTED]  
Date of Birth: [REDACTED]  
Email: [kim.love@prosperitybankusa.com](mailto:kim.love@prosperitybankusa.com)  
Additional: [REDACTED]

Nonpersonal  
Personal

CIF Comments: No Value  
Location: X Internal Acct  
Type: Statement Cycle 3101  
Officer: Prosperity Bank  
Owner Code: # ATM Cards  
Handling Code:

Current Balance: 0.00  
Proof: -4,463,804.68  
Memo: 0.00  
Adjusted Ledger: -4,463,804.68  
Float (EPAA): 0.00  
Current Collected: 0.00  
Hold Amount: -99,999,999.99  
Avail Dep Trfs: 0.00  
Unused LOC: 0.00  
Current Available: 0.00  
Current Balance: 0.00  
Chrgs Accrued: 0.00  
Earnings Due: 0.00  
Memo/Proof: -4,463,804.68  
LOC Balance: 0.00  
Closing Amount: 0.00  
Write Off: 0.00

History View | History | Date Last Statement

Date: [REDACTED] | Description: Deposit

Check: 0 | Good Funds: 0 | Credit Amount: 2,996,759.46 | Debit Amount: 0

Balance Reference: 2,996,759.46 ADVANCE 1087915 GE...  
4,463,804.68 ADVANCE 1087916 GE...

Reference Account: TC R DC IN  
101  
101

Prosperity000423